

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

CANDICE EVE MIZA,

Plaintiff,

v.

COMMISSIONER OF SOCIAL SECURITY,

Defendant.

Case No. 1:21-cv-00315-SAB

ORDER RE STIPULATION FOR
VOLUNTARY REMAND PURSUANT TO
42 U.S.C. § 405(g)

(ECF No. 25)

Candice Eve Miza (“Plaintiff”) seeks judicial review of a final decision of the Commissioner of Social Security (“Commissioner”) denying an application for disability benefits pursuant to the Social Security Act. (ECF No. 1.)

On May 25, 2022, the parties filed a stipulation agreeing to a voluntary remand of this matter pursuant to the fourth sentence of Section 205(g) of the Social Security Act, 42 U.S.C. 405(g). (ECF No. 25.) Pursuant to the terms of the stipulation, the Office of Hearing Operations will remand the case to an administrative law judge (“ALJ”) and instruct the ALJ to further evaluate the residual functional capacity, using work-like terms that express the most Plaintiff can do, despite her impairments; obtain testimony from a vocational expert to assist in determining whether there are jobs that exist in significant numbers in the national economy Plaintiff can

1 perform with her residual functional capacity and vocational profile, resolving any
2 inconsistencies between the expert's testimony and the Dictionary of Occupational Titles,
3 including reasoning levels; take any action necessary to complete the administrative record; and
4 issue a new decision. The parties further request that the Clerk of the Court be directed to enter a
5 final judgment in favor of Plaintiff and against Defendant, reversing the final decision of the
6 Commissioner. The Court finds good cause exists to grant the parties' stipulated request.

7 Accordingly, IT IS HEREBY ORDERED that:

- 8 1. The above-captioned action be REMANDED to the Commissioner of Social
9 Security for further proceedings consistent with the terms of the stipulation for
10 remand;
- 11 2. Judgment is entered in favor of Plaintiff Candice Eve Miza and against Defendant
12 Commissioner of Social Security; and
- 13 3. The Clerk of the Court is directed to CLOSE this action.

14
15 IT IS SO ORDERED.

16 Dated: May 25, 2022


UNITED STATES MAGISTRATE JUDGE